

IDEA WRITTEN ADMINISTRATIVE COMPLAINT NUMBER 14-13

Name of the school system:

Hancock County Schools

Description of the violation:

1. Hancock County Schools failed to invite the parent to the Individualized Education Program (IEP) meeting and failed to provide a ten(10) days notice to the parent regarding the date and time of the IEP meeting.
2. Hancock County Schools failed to provide a prior written notice to the parent before the Hancock County Schools proposed or refused to initiate a change in identification, evaluation or educational placement or provision of a free appropriate public education for a child with a disability.
3. Hancock failed to consider the use of positive behavioral interventions and supports to address a child's behavior and the participation of a regular education teacher in the determination of appropriate positive behavioral interventions and supports and other strategies for the child.

Description of the law or regulation determined to have been violated:

1. 34 C.F.R. §300.321(a) (1) - IEP Team
2. Tennessee Special Education Rules and Regulations, Chapter 05-20-01-09-.15 - Parent Participation
3. 34 C.F.R. §300.503 - Prior notice by the public agency
4. 34 C.F.R. §300.324(a) (2) (i) and (3) (i) - Development, review, and revision of IEP.

Corrective measures ordered by the department:

1. Hancock County Schools must schedule training regarding the aforementioned regulations, as mandated by the Tennessee Special Education Rules and Regulations and the Individuals with Disabilities Education Act (IDEA), to the appropriate staff of Hancock County Schools.
2. Hancock County Schools must provide notice the Corrective Action Plan has been implemented.

Final determination of the department:

The Department will monitor Hancock County Schools for compliance to the corrective action plan.

